

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL
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FILED

SEP 05 2018

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE CONVICTION OF:)	Case No. 15-C-15789
)	
JEHU THOMAS DE GEROLD HAND, AKA JEHU HAND)	Transmittal of Records of Conviction of Attorney (Bus. & Prof. Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
)	
No. 124016)	[X] Felony;
)	[X] Crime(s) involved moral turpitude;
)	[] Probable cause to believe the crime(s) involved moral turpitude;
)	[] Crime(s) which may or may not involve moral turpitude or other misconduct warranting discipline;
A Member of the State Bar)	[] Transmittal of Notice of Finality of Conviction.

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- [X] A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- [] B. Notice of Appeal
- [] C. Evidence of Finality of Conviction (Notice of Lack of Appeal)
- [] D. Other



Name of Member: Jehu Thomas de Gerold Hand

Date member admitted to practice law in California: October 1, 1986

Member's Address of Record: PO Box 985
Temple City, CA 91780

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: May 21, 2018

Convicting court: United States District Court, District of Massachusetts

Case number(s): 15-cr-10386

Crime(s) of which convicted and classification(s):

Violation of 18 U.S.C. § 371 Conspiracy to Commit Securities Fraud and Wire Fraud, two counts (Second Superseding Indictment nos. 1 and 4), felonies (§ 371 provides for a sentence of five years imprisonment, a felony per 18 U.S.C. § 3559(a)(5)) that involve moral turpitude.

Violation of 15 U.S.C. §§ 78j(b), 78 ff Securities Fraud, two counts (Second Superseding Indictment nos. 2 and 5), felonies (§ 78ff provides for a sentence of 20 years imprisonment, a felony per 18 U.S.C. § 3559(a)(3)) that involve moral turpitude.

Violation of 18 U.S.C. § 1343, § 1349 and §2 Wire Fraud, two counts (Second Superseding Indictment nos. 3 and 9), felonies (§ 1343 provides for a sentence of 20 years imprisonment, a felony per 18 U.S.C. § 3559(a)(3)) that involve moral turpitude.

Moral Turpitude Classification

Conspiracy involves moral turpitude if the target crime involves moral turpitude. (*United States v. Moe* (9th Cir. 2015) 781 F.3d 1120, 1124 and *In re McAllister* (1939) 14 Cal.2d 602, 603.) Here, respondent's target crimes were security and wire fraud.

Securities fraud 15 U.S.C. § 78j(b) involves fraudulent intent. (*United States v. Jones* (Dist. Of New Jersey 1974) 380 F. Supp. 343, 344-345 ["the government bears the burden of establishing the presence of fraudulent intent..."].)

Wire fraud, 18 U.S.C. § 1343, also involves the specific intent to deceive and defraud. (*Odom v. Microsoft Corp.* (9th Cir. 2007) 486 F.3d 541, 554 and *In re Fahey* (1973) 8 Cal.3d 842, 849.)

Each of respondent's convictions involves the intent to defraud and, therefore, moral turpitude. (*Jordan v. DeGeorge* (1951) 341 U.S. 223, 232 [crimes involving intent to defraud unquestionably involve moral turpitude] and *In re Utz* (1989) 48 Cal.3d 468, 482 [crimes involving the specific intent to defraud constitute moral turpitude, per se].)

[X] 3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

[X] 4. Other information to assist the State Bar Court

Counts 6 through 8 of the Second Superseding Indictment were dismissed by the criminal court on May 11, 2015 following a motion filed by the People.

Respondent is scheduled to be sentenced on September 10, 2018.

DOCUMENTS TRANSMITTED:

Second Superseding Indictment
Dismissal of Counts from the Second Superseding Indictment
Jury Verdicts
Docket

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL

DATED: September 5, 2018

BY: 

Kevin B. Taylor
Senior Trial Counsel

A copy of this transmittal and its
Attachments have been sent to:

Jehu Thomas de Gerold Hand
PO Box 985
Temple City, CA 91780

DECLARATION OF SERVICE BY FIRST CLASS AND CERTIFIED MAIL

CASE NUMBER: 15-C-15789

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

TRANSMITTAL OF RECORDS OF CONVICTION OF ATTORNEY, including:

- Second Superseding Indictment**
- Dismissal of Counts from the Second Superseding Indictment**
- Jury Verdicts**
- Docket**

in a sealed envelope placed for collection and mailing as first class mail and as certified mail, return receipt requested, Article No.: 9414 7266 9904 2124 8848 75, at San Francisco, on the date shown below, addressed to:

Jehu Thomas de Gerold Hand
PO Box 985
Temple City, CA 91780

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: September 5, 2018

Signed: 

Ina M. Strehle
Declarant